GOVERNMENT OF MYSORE

FOOD, CIVIL SUPPLIES AND LABOUR DEPARTMENT

Labour Dispute: Industrial Dispute between the Workmen and the Management of M/s. Metro Watch Works, Mangalore.

Award of the Labour Court, Mangalore—published.

Read the following papers:—

(1) Letter No. A/ID/38-70/71, dated 17th December 1970 rom Sri Mohd. Hameeduddin Khan, Presiding Officer, Labour Court Mangalore.

BEFORE THE LABOUR COURT AT MANGALORE

Dated 17th December 1970.

Reference (ID) (LCM) No. 38 of 1970.

Present:

Mohd. Hameeduddin Khan, B.SC., LL.B., Presiding Officer.

Between:—

The Workmen represented by the Secretary, Karnatak Watch Workers Union, Maidan Cross Road, Mangalore-1. ... *I Party*

and

The Management of M/s. Metro Watch Works, Mangalore. ... *II Part*

The Government of Mysore being of opinion that an industrial dispute exists between the workmen and the management of M/s. Metro Watch Works, Mangalore referred it under Section 10 (1) (c) of the Industrial Disputes Act, 1947 *vide* Order No. FCL 448 LLD 70, dated 15th October, 1970 to this Labour Court at Mangalore for adjudication on the following points of dispute:

"I. Are the workmen of M/s. Metro Watch Works, Mangalore, justified in demanding that a gratuity scheme be introduced with effect from 1st August 1969 as follows:—

1 month's salary or wages for every completed year of service

(i) on superannuation at the age of 55 years ;

(ii) on physical or mental incapacity to continue to work;

(iii) on death (to his legal heirs) ; and,

(iv) on voluntary resignation after 5 years of continuous service ?

II. If not, to what other quantum of gratuity or relief are the said workmen entitled ? "

2. On receipt of the reference on 17th October 1970 it was registered as Reference (ID) (LCM) No. 38 of 1970 on the file of this Court, and notices were sent to both the parties to file their claim and counter statements. The I Party is represented by Sri P. S. Tellicherikar and the II Party is represented by Sri K. S. Rao. After taking two adjournments for filing the claim statement, on the hearing, dated 14th December 1970 Sri P. S. Tellicherikar undertook to file withdrawal memo. Today the 17th December, 1970 Sri P.S. Tellicherikar filed a withdrawal memo under his signature. Sri K. S. Rao, Advocate, is present for the II Party. Sri M. Vaman, Proprietor of the II Party, is also present. He expressed no objection as regards the dispute being disposed of on the withdrawal memo of the I Party. In the withdrawal memo filed by the I Party it is stated that the II Party management after the reference of the above dispute has paid service compensation to its employees and changed their working condition. It is stated that the I Party in view of the above arrangement does not press the above dispute. It was prayed to pass an award accordingly. Hence allowing this memo I make the following award :

AWARD

The reference is rejected as not pressed. No order as to costs.

Mangalore,
17th December, 1970.

MOHD. HAMEEDUDDIN KHAN.,
Presiding Officer,
Labour Court, Mangalore.